Single Bench

(1) 3

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

W.P. NO. 169 /2005

PETITIONER : Preeti Jaiswal W/o. Ashok Jaiswal, Aged about 40 years, , R/o. Qtr. No. 6, Behind Circuit House, Ambikapur, Surguja (C.G.)

VERSUS

RESPONDENTS : 1] State of Chhattisgarh
Though Secretary, Higher Education Department, D.K.S. Bhawan Raipur (C.G.)

P.R. No. 154/05
Presented by Shri D.V. Paranjpe
dated 13-01-05

2] The Collector, Ambikapur,
Distt. Surguja (C.G.)

3] Principal, Govt. Girls Degree College, Ambikapur, Distt. Surguja (C.G.)

4] Public Works Department,
Through: Its Secretary, D.K.S. Bhawan, Raipur (C.G.)

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Filed on 13/1/05

5] Central Reserve Police Force, 76 Battalion, through its commandant, Ambikapur, Surguja, Distt. Surguja (C.G.)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

(18)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 169 2005 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

25-1-2005

Shri Manoj Paranjpe, counsel for the petitioner.

Smt. Fouzia Mirza, Panel Lawyer takes notice for the respondents No.1 and 2.

Heard both the counsel.

By this writ petition the petitioner has questioned the propriety of the order dated 28-12-2004 whereby the petitioner has been asked to vacate the Government quarter.

The case of the petitioner is that the petitioner is working as a laboratory teacher in Govt. Girls Degree College, Ambikapur and he is in possession of the Government quarter No.6 situated near old building of the Govt. Girls Degree College, Ambikapur. The same was allotted to him by the Collector Ambikapur on 19-5-99 and now, without any reason respondent No.3 has directed the petitioner to vacate that quarter as the college has already been shifted to new building.

Learned counsel for the petitioner submitted that in the mid session the petitioner has been asked to vacate the quarter, therefore, it becomes difficult for the petitioner to shift anywhere and reasonable time must have been given to the petitioner. Therefore, in the circumstances, he further submitted that the Collector and the Principal be directed to allow the petitioner to continue till the end of April 2005 and at the same time, to consider the representation of the

(19)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

petitioner sympathetically for allotment of any alternative Government quarter, if possible, as the old building has been allotted to C.R.P.F.. It seems that these buildings are also to be given to the C.R.P.F. staff.

Therefore, looking to the hardship of the petitioner, prayer made by learned counsel for the petitioner appears to be just and reasonable. It is appropriate to give time till 30th April 2005 to the petitioner to vacate the quarter and also to direct the Collector to consider the representation made by the petitioner for consideration of allotment of any alternative Government quarter.

Therefore, to vacate the quarter time up to 30th April 2005 is allowed to the petitioner and the Collector should also consider the representation made by the petitioner for allotment of any alternative Government quarter.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.147/2005 and I.A. No.378/2005 also stand disposed of.

Parties are entitled for certified copy of this order.

Sd/-
L.C. Bhadoo
Judge

Barve

ES/350—12/2000—50,000.